

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ALLISON STRAKER,

Plaintiff,

v.

DEUTSCHE BANK NATIONAL TRUST,
as Trustee, *et al.*,

Defendants.

CIVIL ACTION NO. 3:09-CV-338

(JUDGE CAPUTO)

(MAGISTRATE JUDGE CARLSON)

ORDER

NOW this 23rd day of April, 2013, upon review of the Report and Recommendation of Magistrate Judge Martin C. Carlson (Doc. 99) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 99) is **ADOPTED**.
- (2) Plaintiff Allison Straker's Amended Complaint (Doc. 27) is **DISMISSED WITH PREJUDICE** with respect to Defendants Penn American Mortgage and Fidelity Home Abstract for failure to make timely service pursuant to Fed. R. Civ. P. 4 and failure to prosecute pursuant to Fed. R. Civ. P. 41(b).
- (3) The Clerk of Court is directed to mark the case as **CLOSED**.



A. Richard Caputo
United States District Judge